



CITY COUNCIL MINUTES

Richfield, Minnesota

Special City Council Worksession

May 13, 2014

CALL TO ORDER

The meeting was called to order by Mayor Goettel at 6:00 p.m. in the Bartholomew Room.

Council Members Present: Debbie Goettel, Mayor; Sue Sandahl; Edwina Garcia; Pat Elliott; and Tom Fitzhenry.

Staff Present: Steven L. Devich, City Manager; Jim Topitzhofer, Recreation Services Director; Todd Sandell, Public Safety Director; John Stark, Community Development Director; Pam Dmytrenko, Assistant City Manager; Betsy Osborn, Health Administrator; Christine Costello, Economic Development Coordinator; Amy Markle, Naturalist; and Cheryl Krumholz, Executive Coordinator.

Item # 1	DISCUSSION REGARDING FOOD TRUCKS (COUNCIL MEMO NO. 50)
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City Manager Devich discussed a meeting with individuals who approached the City concerning the ability for food trucks to be present in the City of Richfield.

Health Administrator Osborn explained that Richfield is currently set up to allow food trucks on a temporary basis for up to 21 calendar days each year. She also explained the food inspection process.

John Levy, Food Truck Association and AZ Canteen owner, and PJ Fiske, owner/operator of Kona-Ice, discussed the operation of food trucks in the metro area and that having a presence in Richfield is an opportunity to add to the City's revitalization.

Mr. Levy stated the association would like to partner with the City on revising the City Code involving food trucks.

Angie Schaefbauer, Richfield Chamber of Commerce, stated that the Chamber was excited about the concept but that there needed to be parity between the food truck business and brick and mortar business.

The City Council consensus was to proceed with the staff recommendation to allow some temporary events this summer involving food trucks under the current guidelines and to see what transpires.

Mr. Fiske suggested that if there is a fee for a food truck to participate in a special event, consideration should be given to the contribution back to the community from that food truck business.

Item # 2	DISCUSSION REGARDING A PARKS AND EVENTS PERMIT POLICY (COUNCIL MEMO NO. 51)
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Naturalist Markle, Race Director of Urban Wildland Half Marathon, presented the proposed policy regarding event permits for use of public streets and/or parks in the City of Richfield developed by the Community Services Commission. She stated the City's current fees are low compared to other metro area cities so the policy includes an increase in fees.

The City Council consensus was to proceed with the policy.

ADJOURNMENT

The meeting was adjourned by unanimous consent at 6:55 p.m.

Date Approved: May 27, 2014

Debbie Goettel
Mayor

Cheryl Krumholz
Executive Coordinator

Steven L. Devich
City Manager



CITY COUNCIL MEETING MINUTES Richfield, Minnesota

Regular Meeting

May 13, 2014

CALL TO ORDER

The meeting was called to order by Mayor Goettel at 7:00 p.m.

Members Present: Debbie Goettel, Mayor; Sue Sandahl; Pat Elliott; Edwina Garcia; and Tom Fitzhenry.

Staff Present: Steven L. Devich, City Manager; Mike Eastling, Public Works Director; Todd Sandell, Public Safety Director; Jim Topitzhofer, Recreation Services Director; Karen Barton, Assistant Community Development Director; Pam Dmytrenko, Assistant City Manager; Mary Tietjen, City Attorney; and Cheryl Krumholz, Executive Coordinator.

OPEN FORUM

Susan Rosenberg; 6633 Thomas Avenue, announced the upcoming annual Garden Club plant sale.

Rob Foreman, 7500 Morgan Avenue, discussed the insufficient back stop and fencing at the Richfield Middle School ballfield on 75th Street because balls are entering private lots resulting in issues.

City Manager Devich stated these ballfields belong to the school district.

The City Council requested staff contact the school to resolve this issue due to the risk of chasing balls across 75th Street.

PLEDGE OF ALLEGIANCE

Mayor Goettel led the audience in the Pledge of Allegiance.

APPROVAL OF MINUTES

M/Garcia, S/Fitzhenry to approve the minutes of the (1) Special City Council Worksession of April 22, 2014; (2) Special Concurrent City Council and HRA Worksession of April 22, 2014; and (3) Regular City Council Meeting of April 22, 2014.

Motion carried 5-0.

Item #1	PRESENTATION OF CERTIFICATES OF APPRECIATION TO MISS RICHFIELD AMBASSADORS AND JUNIOR AMBASSADORS (COUNCIL MEMO NO. 52)
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Council Member Sandahl presented the certificates.

Item #2	ANNUAL MEETING WITH THE ADVISORY BOARD OF HEALTH
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Erin Rykken, Advisory Board of Health Co-chair, provided the annual report.

Item #3	PRESENTATION REGARDING NATIONAL PUBLIC WORKS WEEK
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Mayor Goettel stated this presentation was postponed to the May 27, 2014 City Council Meeting.

Item #4	COUNCIL DISCUSSION <ul style="list-style-type: none">• Fourth of July Parade Participation• Hats Off to Hometown Hits
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The City Council agreed to participate in the Fourth of July parade.

Council Member Garcia announced the following:

- September 21 Open Streets at Penn Fest
- May 15-17 Lakewinds job fair at the Eden Prairie office
- May 13 Unity in the Community at Veterans Park
- May 16-19 City-wide garage sale
- May 26 All Veterans Memorial ceremony at Veterans Park
- April 1-June 30 Commuter Challenge

Council Member Sandahl announced the Farmers' Market at Veterans Park and Lyndale Gardens.

Council Member Elliott acknowledged the life-saving efforts by the Richfield Fire Department at a recent incident at LA Fitness.

Council Member Sandahl announced that she is not seeking re-election to the City Council in November.

Mayor Goettel discussed Edina's proposed project on Xerxes Avenue on the Richfield/Edina border.

Item #5	COUNCIL APPROVAL OF AGENDA
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Mayor Goettel moved Consent Calendar Item 6J to Item 7 for separate consideration.

M/Elliott, S/Garcia to approve the agenda, as amended.

Motion carried 5-0.

Item #6	CONSENT CALENDAR
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- A. Consideration of the approval of a resolution authorizing the Richfield Department of Public Safety to accept grant monies from the U.S. Department of Justice, Office of Justice Programs, the Justice Assistance Grant (JAG) Program S.R. No. 80

RESOLUTION NO. 10928

RESOLUTION AUTHORIZING THE DEPARTMENT OF PUBLIC SAFETY/POLICE TO ACCEPT THE EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) FOR \$10,240 FROM THE OFFICE OF JUSTICE PROGRAMS TO BE USED FOR REPLACING THE SQUAD CAR RIFLES CURRENTLY USED BY RICHFIELD POLICE DEPARTMENT OFFICERS

This resolution appears as Resolution No. 10928.

- B. Consideration of approval of a resolution authorizing the City Council to affirm the monetary limits on municipal tort liability established by Minnesota Statutes 466.04 S.R. No. 81

RESOLUTION NO. 10929

RESOLUTION AFFIRMING MUNICIPAL TORT LIABILITY LIMITS ESTABLISHED BY MINNESOTA STATUTES 466.04

This resolution appears as Resolution No. 10929.

- C. Consideration of the approval of a resolution authorizing a partnership agreement between the City of Richfield and the Minnesota Department of Transportation for the purchase/storage of salt until June 30, 2018 S.R. No. 82

RESOLUTION NO. 10930

RESOLUTION AUTHORIZING THE CITY OF RICHFIELD TO ENTER INTO MN/DOT PARTNERSHIP AGREEMENT NO. 04565 WITH THE MINNESOTA DEPARTMENT OF TRANSPORTATION FOR THE PURCHASE/STORAGE OF SALT UNTIL JUNE 30, 2018

This resolution appears as Resolution No. 10930.

- D. Consideration of the approval of a resolution authorizing the partnership agreement with the State of Minnesota Department of Transportation for the purchase of fuel until June 30, 2018 S.R. No. 83

RESOLUTION NO. 10931

RESOLUTION AUTHORIZING THE CITY OF RICHFIELD TO ENTER INTO Mn/DOT PARTNERSHIP AGREEMENT NO 04963 WITH THE MINNESOTA DEPARTMENT OF TRANSPORTATION FOR PURCHASE OF FUEL UNTIL JUNE 30, 2018

This resolution appears as Resolution No. 10931.

- E. Consideration of the approval of a work proposal from Short Elliott Hendrickson, Inc. for engineering services to design the City's sanitary and water main utilities as part of the 66th Street Reconstruction Project between 16th Avenue and Xerxes Avenue S.R. No. 84
- F. Consideration of the approval of an agreement between Hennepin County and the City of Richfield for funding of soccer goals and equipment in the amount of \$7,500 S.R. No. 85

- G. Consideration of the approval of an agreement between the City of Richfield and Sprint Spectrum L.P. for a short term lease for use of Veterans Memorial Park as a temporary site for a mobile communications facility during the 4th of July Celebration S.R. No. 86
- H. Consideration of the approval of an agreement between the City of Richfield and the Richfield Foundation for the Richfield Foundation to act as fiscal sponsor of donations received for a community band shell S.R. No. 87
- I. Consideration of the approval of an agreement between the City of Richfield and the Richfield Foundation for the Richfield Foundation to act as fiscal sponsor of donations received for Wood Lake Nature Center S.R. No. 88
- J. Moved to Item 7.
- K. Consideration of the approval of a resolution authorizing an amended Planned Unit Development, Conditional Use Permit and Final Development Plan for Richfield-Bloomington Honda S.R. No. 90

RESOLUTION NO. 10932

RESOLUTION APPROVING AN AMENDMENT TO THE FINAL DEVELOPMENT PLAN AND CONDITIONAL USE PERMIT FOR A PLANNED UNIT DEVELOPMENT AT 401-77TH STREET WEST, 501-77TH STREET WEST, 7724 HARRIET AVENUE, 400-78TH STREET WEST, 500-78TH STREET WEST AND 520-78TH STREET WEST

This resolution appears as Resolution No. 10932.

- L. Consideration of the approval of Contract Change Order #2 for the Richfield Ice Arena – 2013 Locker Room Addition Project in the amount of \$11,411 S.R. No. 91

M/Goettel, S/Elliott to approve the Consent Calendar, as amended.

Motion carried 5-0.

Item #7	CONSIDERATION OF ITEMS, IF ANY, REMOVED FROM THE CONSENT CALENDAR
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Item 6J. Consideration of the approval of the first reading of an ordinance that will remove/correct outdated terminology; clarify a number of definitions; allow home occupations to operate within garages and accessory structures; correct and add references; add parking requirements for two-family and cluster housing developments; revise setbacks from Two-Family Residential (MR-1) properties; clarify language related to drive-thru facilities in the Mixed Use Districts; and clarify screening and temporary banner requirements S.R. No. 89

Community Development Director Stark presented Staff Report No. 89. He explained the primary amendments are related to home occupations in accessory buildings/garages, screening, and drive-up service in the Mixed Use Districts.

Mr. Stark explained staff is requesting City Council direction on the section of the code related to drive-up service because the language could be read two ways. He continued that staff recommended a proposed amendment that would permit drive-up service only if it was part of a mixed-use development, unless a variance was granted.

Mr. Stark stated that the staff report for the second reading would include the identification of existing uses that would be made legally non-conforming.

M/Goettel, S/Fitzhenry to approve first reading of an ordinance that will remove/correct outdated terminology; clarify a number of definitions; allow home occupations to operate within garages and accessory structures; correct and add references; add parking requirements for two-family and cluster housing developments; revise setbacks from Two-Family Residential (MR-1)

properties; clarify language related to drive-thru facilities in the Mixed Use Districts; and clarify screening and temporary banner requirements.

Motion carried 5-0.

Item #8	PUBLIC HEARING REGARDING A CONDITIONAL USE PERMIT AND VARIANCES TO ALLOW CONSTRUCTION OF A 75-FOOT TELECOMMUNICATION TOWER AND ACCESSORY STRUCTURE AT THE RICHFIELD PUBLIC WORKS BUILDING, 1901 66TH STREET EAST S.R. NO. 92
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Council Member Garcia presented Staff Report No. 92.

Rob Viera, Buell Consulting, was available for questions.

M/Elliott, S/Garcia to close the public hearing.

Motion carried 5-0.

M/Garcia, S/Goettel that the following resolution be adopted and that it be made part of these minutes:

RESOLUTION NO. 10933

RESOLUTION APPROVING A CONDITIONAL USE PERMIT AND VARIANCES
TO ALLOW CONSTRUCTION OF A 75-FOOT TELECOMMUNICATION TOWER AND
ACCESSORY STRUCTURE AT 1901 66TH STREET EAST

Motion carried 5-0. This resolution appears as Resolution No. 10933.

Item #9	CONSIDERATION OF THE CONSTRUCTION OF METROPOLITAN COUNCIL LIVABLE COMMUNITIES TRANSIT-ORIENTED DEVELOPMENT GRANT-RELATED IMPROVEMENTS AT LYNDAL GARDENS S.R. NO. 93
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Mayor Goettel presented Staff Report No. 93.

Beth Pfeifer, Cornerstone Group, reviewed the proposed quasi-public improvements and the construction site which benefits the public even though part of it is on private land. She stated with Lakewinds Co-op opening soon, they are excited to have these improvements completed this season.

Beth Reetz, Metropolitan Council Director, Housing and Livable Communities, explained the Met Council grant timeframe which includes a maximum extension of five years as long as there is progress toward the outcome. She added that it would be an unusual circumstance for the Met Council to require a repayment of the grant because they realize these projects take time and that cities are in good faith supporting the success of the project.

Council Member Elliott stated he would support negotiating a hold harmless indemnification agreement to protect the City without delaying the project.

City Attorney Tietjen responded that she would need to review the agreement before providing an opinion on a hold harmless agreement.

M/Goettel, S/Sandahl to approve the construction of Metropolitan Council Livable Communities Transit-Oriented Development Grant related improvements at Lyndale Gardens.

Motion carried 4-0. (Elliott abstain)

Colleen Cary, Cornerstone Group, provided a project financing update.

Item #10	CITY MANAGER'S REPORT
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City Manager Devich provided an update on the 77th Street Underpass project.

Item #11	CLAIMS AND PAYROLLS
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M/Fitzhenry, S/Sandahl that the following claims and payrolls be approved:

U.S. Bank		05/13/14
A/P Checks: 230692-231180	\$	1,684,704.96
Payroll: 100803-101438	\$	1,121,462.76
TOTAL	\$	2,806,167.72

Motion carried 5-0.

OPEN FORUM

None.

ADJOURNMENT

The City Council meeting was adjourned by unanimous consent at 8:19 p.m.

Date Approved: May 27, 2014

Debbie Goettel
Mayor

Cheryl Krumholz
Executive Coordinator

Steven L. Devich
City Manager